IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION NO: 3:03CR109

UNITED STATES OF AMERICA,)	
Plaintiff)	
)	
vs.) ORD	ER
)	
ANDRE DEVON GRACE,)	
Defendant.)	
)	
)	

THIS MATTER IS BEFORE THE COURT upon the receipt of an undated letter from Andre Devon Grace (the "Letter") to Chief Judge Graham C. Mullen. In the Letter, Mr. Grace complains about his appointed counsel, Richard Deke Falls.

It is the practice of this Court, when a defendant is represented by counsel, to rule on motions filed only by counsel of record. Therefore, if Mr. Grace has any matters he wishes this Court to consider, they must be submitted through his attorney. The Court notes Mr. Grace's contentions that Mr. Falls is not adequately representing Mr. Grace's interests. As such, the Court will schedule an inquiry into the status of counsel.

IT IS, THEREFORE, ORDERED that Mr. Grace's request is DENIED without prejudice to Mr. Grace's right to re-file the request, if appropriate, through his attorney.

Signed: October 12, 2005

David C. Keesler

United States Magistrate Judge